

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION**

**ENTERED**

December 22, 2016

David J. Bradley, Clerk

TERESA PEREZ-HERNANDEZ,  
Petitioner,

v.

UNITED STATES OF AMERICA,  
Respondent.

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Case No. 1:16-cv-00094  
(Criminal No. B-14-764-1)

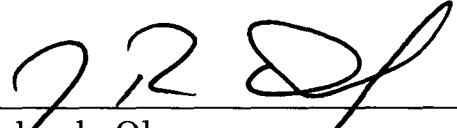
**ORDER ADOPTING MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATION**

Before the Court is the "Magistrate Judge's Report and Recommendation" (Docket No. 5) in the above-referenced case. No objections have been filed. After a de novo review of the file, the Report and Recommendation is **ADOPTED**.

It is therefore **ORDERED, ADJUDGED, and DECREED** that Perez-Hernandez's "Motion Under U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody" (Docket No. 1) is **DISMISSED** with prejudice pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings for the United States District Courts. A certificate of appealability shall not issue.

The Clerk is **ORDERED** to close this case.

Signed on this 21<sup>st</sup> day of December, 2016

  
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Rolando Olvera  
United States District Judge